287 IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-7434-2019
Date of decision: February 27, 2019

Bhagwant Singh **....Petitioner**

Versus

State of Punjab **....Respondent**

CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Mr. Paras Talwar, Advocate
for the petitioner.

Mr. V.G. Jauhar, Senior DAG, Punjab.

RAJ SHEKHAR ATTRI, J.(ORAL)

The present petition has been filed under Section 439 Code of Criminal Procedure for grant of regular bail to petitioner-Bhagwant Singh in case FIR No.200 dated 21.06.2018 (FIR date wrongly mentioned in Sessions Judge order as 20.06.2018), registered for the offences punishable under Sections 307, 323, 341, 336, 148, 149 of Indian Penal Code, 1860 (for short, 'IPC') and Sections 325, 354-A (1) (3), 382 IPC added later on, at Police Station Dakha Ludhiana, District Ludhiana Rural.

Heard.

Keeping in view the nature of the injuries suffered by the victims, this court is of the view that an interim compensation should be awarded to them.

In this view of the facts and circumstances of the case and the fact that conclusion of trial will take considerably long time, the present petition is allowed. Petitioner is ordered to be released on regular bail subject to payment of Rs.25,000/- each as interim compensation by way of bank draft in the name of the victims i.e. Davinder Singh, Nirmaljit Singh,

MAMTA
2019.03.01 18:12
I attest to the accuracy and
integrity of this document

Sukhjit Kaur and Baldev Singh and on furnishing bail bond and surety bond to the satisfaction of concerned trial court / Chief Judicial Magistrate / Duty Magistrate subject to the following terms:-

(a) The petitioner shall comply with the conditions mentioned in Section 437(3) Cr.P.C.

(b) In the event of his absence on any date of hearing, the benefit of bail allowed to the petitioner shall stand withdrawn. The trial court shall be competent to cancel his bail bond and surety bond and proceed to procure his presence in accordance with law. In that eventuality the petitioner shall have to apply for bail afresh.

(c) He shall not leave the country without the previous permission of the court.

It has been submitted that Nirmaljit Singh has now been died. The amount of his share be released in favour of his wife.

Ordered accordingly.

It is made clear that if the petitioner is acquitted or any court directs the victims to return this amount, they shall return the same and on their failure to do so, the surety shall be liable.

However, the said order shall be without prejudice to the rights of the parties.

(RAJ SHEKHAR ATTRI)
JUDGE

February 27, 2019
m. sharma

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No

MAMTA
2019.03.01 18:12
I attest to the accuracy and
integrity of this document